

_____ BILL NO. _____

INTRODUCED BY _____
(Primary Sponsor)

A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THE DEFINITION OF "PUBLIC BUILDING" IN THE
CONTEXT OF PRACTICING ARCHITECTURE; AMENDING SECTION 37-65-102, MCA; AND PROVIDING AN
IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 37-65-102, MCA, is amended to read:

"37-65-102. Definitions. Unless the context requires otherwise, in this chapter the following definitions
apply:

(1) "Architect" means an individual who is technically and legally qualified to practice architecture and
who is authorized under this chapter to practice architecture.

(2) "Board" means the board of architects and landscape architects provided for in 2-15-1761.

(3) "Building" means a structure intended primarily for human occupancy or use.

(4) "Department" means the department of labor and industry provided for in Title 2, chapter 15, part 17.

(5) "Practice of architecture" means any professional service or creative work requiring the application
of advanced knowledge of architectural design, building construction, and standards and involving the constant
exercise of discretion and judgment in those activities, in which the safeguarding of life, health, or property is
concerned, as consultation, investigation, evaluation, planning, design, or inspection of construction for any public
or private building.

(6) "Public building" means ~~any a building that the state or any political subdivision of the state maintains~~
~~for the use or facility owned or operated by a state or local governmental entity or a private sector building or~~
facility that is open to members of the public.

NEW SECTION. **Section 2. Saving clause.** [This act] does not affect rights and duties that matured,
penalties that were incurred, or proceedings that were begun before [the effective date of this act].

NEW SECTION. **Section 3. Effective date.** [This act] is effective on passage and approval.

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